

1901-025 Chancery Causes: Petition of Charles E. Flanary
Lee Co.

Ball

CA-Estate Dispute

T-Property

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

Humbly complaining, your petitioner, Charles E. Flanary, respectfully represents that on the _____ day of _____, 189____ he was appointed by the _____ Court of Lee County, administrator of the estate of Ellen Ball, deceased; that he shortly thereafter took charge of the personal estate left by her at the time of her death and sold the same as required by law and converted it into cash; that he has fully paid all costs of administration burial expenses and the feww debts which have been properly presented against her said estate, all of which fully appears by a settlement made by him before a commissioner of accounts of the said court, which has been duly reported to and confirmed by the county court of Lee county, and is now recorded in the clerk's office of said court in Settlement of Fiduciaries No.____, page 394; and that according to the said settlement there remains in his hands for distribution to the heirs of the said Ellen Ball, deceased, the sum of forty-three dollars and seventy-four cents, as of the 26th day of June, 1896, the date of said settlement.

Your petitioner further represents that he has been informed and believes that the said Ellen Ball was the mother of eight children, most of whom are dead, and that they have left numerous heirs; that the heirs of said decedent are scattered all over the country, many of them living in distant states, and the whereabouts and names of many of them are unknown to petitioner, so that he has found it impossible to disburse the said fund.

The prayer, therefore, of your petitioner is that a receiver be appointed to receive the said fund and hold it until the owners

shall apply for same, so that petitioner may be able to make a final settlement of his account as administrator of the said estate. The said fund will be reduced some by the costs of making and recording final settlement. Trusting that the court may deem it proper to grant the prayer of this petition, petitioner will ever pray &c.

L. P. Hyatt, p. q.

Virginia, Lee County, to wit:

I, A. B. Munsey, clerk of the circuit court for Lee county do certify that Chas. E. Flanary has this day made oath before me that the statements contained in the foregoing petition are true as he verify believes. Given under my hand this 8 day of Nov. 1901.

A. B. Munsey, clerk.

C. E. Flanagan
Petition.

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L. T. HYATT,
ATTORNEY AT LAW,
JONESVILLE, VIRGINIA.

This day came Chas.E.Flanary, adminisitrator of the estate of Ellen Ball, deceased, and filed his petition, whereby he alleges that after fully administering the said estate there is left in his hands for distribution the sum of forty-three dollars and seventy-four cents, as of June 26th, 1896, the date of his last settlement, which sum however, will be reduced a few dollars on account of costs of making and recording his final settlement, and that the heirs of the said Ellen Ball are very numerous and very much scattered, many of them living in distant states, and quite a number of them being infants, the whereabouts of many of whom he does not know and can not reasonable ascertain; and whereby he prays that this court appoint a received to take charge of the said balance in his hands to hold and disburse the same pursuant to the orders of this court. Ahereupon on consideration of the said petition which is sworn to, it ordered that L.T.Hyatt be and he is hereby appointed a receiver to receive said fund and loan same out until the legal heirs of the said Ellen Ball shall make application to him for disbursement to them of their respective shares of the same, when he will so disburse the same, and the said Hyatt shall execute before the clerk of this court a bond in the penalty of one hundred dollars, conditioned according to law, before he shall receive the said fund.

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and the said Hyatt shall execute before the clerk of this court a
respective shares of the same, when he will so disburse the same.
shall make application to him for disbursement to them or their
said fund and join same out until the legal heirs of the said Eljen
that L.T. Hyatt be and he is hereby appointed a receiver to receive
on consideration of the said petition which is sworn to, it ordered
and disburse the same pursuant to the orders of this court. Whereupon
a received to take charge of the said balance in his hands to hold
reasonable ascertain; and whereby he prays that this court appoint
ants, the whereabouts of many of whom he does not know and can not
them living in distant places, and quite a number of them being in-
said Eljen shall are very numerous and very much scattered, many of
making and recording his final settlement, and that the heirs of the
sum however, will be reduced since dollars on account of costs of
cents, as of June 28th, 1896, the date of his last settlement, which
for distribution the sum of forty-three dollars and seventy-four
after fully administering the said estate there is left in his hands
Eljen shall, deceased, and filed his petition, whereby he alleges that
This day came Chas. W. Flannery, administrator of the estate of

*Entered in City O.R.
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